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## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

ADDRESS TO: <b>Box RCE</b> <b>Assistant Commissioner for Patents</b> <b>Washington, D.C. 20231</b>	Application No.	09/441,875
	Filing Date	November 17, 1999
	First Named Inventor	Charlton
	Group Art Unit	1641
	Examiner Name	Pensee T. Do
	Attorney Docket No.	CWP-012CN3

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

### NOTES

**RCE v. CPA:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA.

**FEE AND SUBMISSION REQUIRED:** A submission as used in this section includes, but is not limited to, an information disclosure statement, an amendment to the written description, claims, or drawings, new arguments, or new evidence in support of patentability. If reply to an Office action under 35 U.S.C. 132 is outstanding, the submission must meet the reply requirements of § 1.111 (see 37 C.F.R. 1.114(c)).

**RCE APPLIES TO:** An application in which prosecution is closed (see 37 C.F.R. § 1.114 (b)).

**RCE DOES NOT APPLY TO:** (1) A provisional application; (2) an application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) an international application filed under 35 U.S.C. 363 before June 8, 1995; (4) an application for a design patent; or (5) a patent under reexamination (see 37 C.F.R. 1.114(e)).

### 1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☒ Enter and consider the Amendment and Response After Final Rejection previously filed on September 20, 2001.
- b. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- c. ☐ Amendment/Response enclosed.
- d. ☐ Affidavit(s)/Declaration(s) enclosed.
- e. ☒ Supplemental Information Disclosure Statement (IDS) enclosed.
  - i. ☒ PTO-1449
  - ii. ☒ Copies of IDS Citations
- f. ☐ Other \_\_\_\_\_

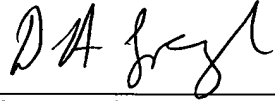
### 2. RCE FEE REQUIRED UNDER 37 C.F.R. § 1.114

- a. ☐ Small entity status
  - i. ☐ was established in the prior nonprovisional application.
  - ii. ☐ is established herewith by the enclosed written assertion of entitlement to small entity status.
- b. ☒ A Petition and Fee for Extension of Time for Two (2) months up to and including October 21, 2001 are enclosed herewith. A Petition and Fee for a One month extension were filed previously on September 20, 2001, a copy of which is enclosed herewith.
- c. ☒ Two checks, one in the amount of \$710.00 to cover the RCE fee and the other in the amount of \$280.00 to cover the extension, are enclosed.
- d. ☐ The Commissioner is hereby authorized to charge the required fee(s), i.e., \$\_\_\_\_, to Deposit Account No. 20-05710.00 OP
- e. ☒ The Commissioner is hereby authorized to credit overpayments or charge any additional fees required for this submission under 37 C.F.R. §§ 1.16 and 1.17 to Deposit Account No. 20-0531.

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### 3. MISCELLANEOUS

- a. ☒ Return Receipt Postcard enclosed.  
b. ☒ Other: Copy of Petition for One Month Extension of Time previously filed on September 20, 2001.  
c. ☒ Other: Fee Transmittal

CORRESPONDENCE ADDRESS	SIGNATURE BLOCK
Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100	Respectfully submitted,  Duncan A. Greenhalgh Atty/Agent for Applicant(s) Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110 Date: September 24, 2001 Reg. No. 38,678 Tel. No.: (617) 248-7317 Fax No.: (617) 248-7100

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